

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

HERMON-TAYLOR et al

Atty. Ref.: 117-319

Serial No.: To Be Assigned

Group Art Unit:

Filed: September 20, 2000

Examiner:

For: DIAGNOSTICS AND VACCINES FOR MYCOBACTERIAL INFECTIONS OF  
ANIMALS AND HUMANS

\* \* \* \* \*

September 20, 2000

**PRELIMINARY AMENDMENT**

Hon. Commissioner of Patents  
and Trademarks  
Washington, DC 20231

Sir:

Prior to calculation of the fees, kindly preliminarily  
amend this application as follows.

**IN THE CLAIMS:**

Cancel claims 3 and 4 without prejudice.

Claim 6, line 2, replace "any one of claims 1 to 4"  
with --claim 1 or 2--.

Cancel claims 8 and 9 without prejudice.

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Claim 10, line 1, replace "any one of claims 1 to 4" with --claim 1 or 2--.

Claim 11, lines 1 and 2, replace "any one of claims 1 to 4" with --claim 1 or 2--.

Claim 12, lines 1 and 2, replace "any one of claims 6 to 9" with --claim 6--.

Cancel claim 13 without prejudice.

Claim 14, lines 1 and 2, replace "any one of claims 1 to 4" with --claim 1 or 2--.

Claim 15, lines 1 and 2, replace "any one of claims 6 to 9" with --claim 6--, and

line 3, delete "or 13".

Claim 16, lines 3 and 4, replace "any one of claims 6 to 9" with --claim 6--.

Claim 17, line 2, replace "any one of claims 6 to 9" with --claim 6--; and

line 4, replace "any one of claims 6 to 9"  
with --claim 6--.

Claim 18, line 2, replace "any one of claims 1 to 4"  
with --claim 1 or 2--;

line 3, replace "any one of claims 6 to 9"  
with --claim 6-- and delete "or" (second occurrence); and  
line 4, delete "13".

Claim 19, line 1, delete "any one of";

line 2, replace "claims 6 to 9" with  
--claim 6-- and replace "any one of claims 1 to 4" with  
--claim 1 or 2--; and

line 3, delete "or 13".

Cancel claim 20 without prejudice.

Claim 21, line 2, replace "any one of claims 6 to 9"  
with --claim 6--.

Claim 22, line 4, replace "any one of claims 1 to 4"  
with --claim 1 or 2--.

Cancel claims 23 and 24 without prejudice.

Claim 25, lines 1-2, replace "any one of claims 6 to 9" with --claim 6--; and

line 2, replace "any one of claims 1 to 4" with --claim 1 or 2--.

Claim 26, line 1, replace "any one of claims 1 to 4" with --claim 1 or 2--.

Cancel claim 27 without prejudice.

Claim 28, line 1, delete "or 27".

Cancel claims 29 and 30 without prejudice.

Claim 31, line 3, replace "any one of claims 6 to 9" with --claim 6--.

Claim 32, lines 3-4, replace "any one of claims 1 to 4 and 26 to 29" with --claim 1 or 2--.

Claim 34, line 2, delete "or 33".

Claim 35, lines 2-3, replace "any one of claims 31 to 34" with --claim 32--.

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Claim 36, line 4, delete "or 8".

Claim 37, line 3, replace "any one of claims 6 to 9"  
with --claim 6--; and

line 4, replace "any one of claims 1 to 4"  
with --claim 1 or 2--.

Cancel claims 39, 41, 48 and 49 without prejudice.

**REMARKS**

Favorable consideration of this application and entry  
of the foregoing amendments are respectfully requested.

An early and favorable Action on the merits is  
awaited.

Respectfully submitted,

**NIXON & VANDERHYE, P.C.**

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